

**UNITED STATES BANKRUPTCY COURT
SOUTHERN DISTRICT OF NEW YORK**

-----X	:	
In re:	:	
Fairfield Sentry Limited, et al.,	:	Chapter 15 Case
	:	
Debtors in Foreign Proceedings.	:	Case No. 10-13164 (BRL)
	:	
-----X	:	Jointly Administered
Fairfield Sentry Limited (In Liquidation),	:	
	:	Adv. Pro. No. 10-03496 (BRL)
Plaintiff,	:	
	:	Administratively Consolidated
-against-	:	
	:	
Theodoor GGC Amsterdam, et al.,	:	
	:	
Defendants.	:	
	:	
-----X	:	
Fairfield Sentry Limited (In Liquidation), et al.,	:	
	:	
Plaintiffs,	:	
	:	Adv. Pro. No. 10-03627 (BRL)
-against-	:	
	:	
BNP Paribas Securities Services	:	
Luxembourg, et al.,	:	
	:	
Defendants.	:	
	:	
-----X	:	
Fairfield Sentry Limited (In Liquidation),	:	
	:	
Plaintiff,	:	
	:	Adv. Pro. No. 10-03632 (BRL)
-against-	:	
	:	
FS/ANDBanc Andorra, et al.,	:	
	:	
Defendants.	:	
	:	
-----X	:	

-----X
:
Fairfield Sentry Limited (In Liquidation), :
:
Plaintiff, :
:
-against- : Adv. Pro. No. 10-03634 (BRL)
:
Zurich Capital Markets Company, et al., :
:
Defendants. :
:
-----X

-----X
:
Fairfield Sentry Limited (In Liquidation), et al., :
:
Plaintiffs, :
:
-against- : Adv. Pro. No. 10-03635 (BRL)
:
ABN Amro Schweiz AG a/k/a ABN Amro :
(Switzerland) AG, et al., :
:
Defendants. :
:
-----X

-----X
:
Fairfield Sentry Limited (In Liquidation), et al., :
:
Plaintiffs, :
:
-against- : Adv. Pro. No. 10-03636 (BRL)
:
ABN Amro Schweiz AG a/k/a ABN Amro :
(Switzerland) AG, et al., :
:
Defendants. :
:
-----X

-----X
:
Fairfield Sentry Limited (In Liquidation), :
:
Plaintiff, :
:
Adv. Pro. No. 10-03744 (BRL)
-against- :
:
Deutsche Bank Trust Company America and :
Beneficial Owners of the Accounts Held in the :
Name of Deutsche Bank Trust Company :
America 1-1000, :
:
Defendants. :
:

-----X
:
Fairfield Sentry Limited (In Liquidation), et al., :
:
Plaintiffs, :
:
Adv. Pro. No. 10-03745 (BRL)
-against- :
:
Deutsche Bank (Suisse) SA Geneve and :
Beneficial Owners of the Accounts Held in the :
Name of Deutsche Bank (Suisse) :
SA Geneve 1-1000, :
:
Defendants. :
:

-----X
:
Fairfield Sentry Limited (In Liquidation), :
:
Plaintiff, :
:
Adv. Pro. No. 10-03746 (BRL)
-against- :
:
Deutsche Bank (Cayman) and :
Beneficial Owners of the Accounts Held in the :
Name of Deutsche Bank (Cayman) 1-1000, :
:
Defendants. :
:

-----X

-----X
Fairfield Sentry Limited (In Liquidation),
Plaintiff,
-against-
Deutsche Bank AG Singapore and
Beneficial Owners of the Accounts Held in the
Name of Deutsche Bank AG Singapore 1-1000,
Defendants.

Adv. Pro. No. 10-03747 (BRL)

-----X
Fairfield Sentry Limited (In Liquidation),
Plaintiff,
-against-
Banque de Commerce et de Placements,
Franz Maissen, and Beneficial Owners of
Accounts Held in the Name of Banque
Commerce et de Placements 1-1000,
Defendants.

Adv. Pro. No. 10-03748 (BRL)

-----X
:
Fairfield Sentry Limited (In
Liquidation),
:
:
Plaintiff,
:
:
-against-
:
:
Brown Brothers Harriman & Co.,
:
Cooperative Centrale Raifeissen
:
Boerenleenbank B.A., Swedbank,
:
Credit Agricole (Miami) and
:
Beneficial Owners of the Accounts
:
Held in the Name of Brown Brothers
:
Harriman & Co. 1-1000,
:
:
Defendants.
:
-----X

Adv. Pro. No. 10-03752 (BRL)

-----X
:
Fairfield Sentry Limited (In
Liquidation), Fairfield Sigma Limited
:
(In Liquidation),
:
:
Plaintiffs,
:
:
-against-
:
:
Banco Itau Europa Luxembourg SA, et al.,
:
:
Defendants.
:
-----X

Adv. Pro. No. 10-03755 (BRL)

-----X
:
Fairfield Sentry Limited (In Liquidation) :
and Fairfield Sigma :
Limited (In Liquidation), :
:
Plaintiffs, :
:
-against- :
:
FS/CBESSA a/k/a Banque Privee Espirito :
Santo SA f/k/a Compagnie Bancaire :
Espirito Santo SA and Beneficial Owners :
of the Accounts Held in the Name of :
FS/CBESSA 1-1000, :
:
Defendants. :
:
-----X

Adv. Pro. No. 10-03756 (BRL)

-----X
:
Fairfield Sentry Limited (In Liquidation), et al., :
:
Plaintiffs, :
:
-against- :
:
Northern Navigation America, Inc., et al., :
:
Defendants. :
:
-----X

Adv. Pro. No. 10-03781 (BRL)

-----X
:
Fairfield Sentry Limited (In Liquidation), :
Fairfield Sigma Limited (In Liquidation), :
and Fairfield Lambda Limited (In Liquidation), :
:
Plaintiffs, :
:
-against- :
:
SG Private Banking (Suisse) SA n/k/a :
Société Générale Private Banking (Suisse) S.A. :
and Beneficial Owners of Accounts Held in the :
Name of SG Private Banking (Suisse) SA 1-1000, :
:
Defendants. :
:
-----X

Adv. Pro. No. 10-03786 (BRL)

-----X
:
Fairfield Sentry Limited (In Liquidation), et al., :
:
Plaintiffs, :
:
-against- :
:
Merrill Lynch Bank (Suisse) SA and :
Beneficial Owners of the Accounts Held in :
the Name of Merrill Lynch Bank (Suisse) :
SA 1-1000, :
:
Defendants. :
:
-----X

Adv. Pro. No. 10-03788 (BRL)

-----X
:
Fairfield Sentry Limited (In Liquidation) :
and Fairfield Sigma :
Limited (In Liquidation), :
:
Plaintiffs, :
:
-against- :
:
Lombard Odier Darier Hentsch & Cie and :
Beneficial Owners of the Accounts :
Held in the Name of Lombard Odier :
Darier Hentsch & Cie 1-1000, :
:
Defendants. :
:
-----X

Adv. Pro. No. 10-03795 (BRL)

-----X
:
Fairfield Sentry Limited (In Liquidation), :
:
Plaintiff, :
:
-against- :
:
Hambros Guernsey Nominees a/k/a Hambros :
(Guernsey Nominees) Limited, SG Hambros :
Nominees (Jersey) a/k/a SG Hambros :
Nominees (Jersey) Limited, SG Hambros :
Bank (Channel Islands) Limited – Guernsey :
a/k/a SG Hambros Bank (Channel Islands) :
Limited, SG Hambros Bank & Trust :
(Guernsey) Ltd., et al., :
:
Defendants. :
:
-----X

Adv. Pro. No. 10-03799 (BRL)

-----X
:
Fairfield Sentry Limited (In Liquidation), et al., :
:
Plaintiffs, :
:
-against- :
:
ING Bank (Suisse) SA, as predecessor to :
Bank Julius Baer & Co. Ltd., :
and Beneficial Owners of Accounts :
Held in the Name of :
ING Bank (Suisse) SA 1-1000, :
:
Defendants. :
:
-----X

Adv. Pro. No. 10-03801 (BRL)

-----X	:	
Fairfield Sentry Limited (In Liquidation), et al.,	:	
	:	
Plaintiffs,	:	
	:	Adv. Pro. No. 11-1260 (BRL)
-against-	:	
	:	
FS/NBK Kuwait a/k/a National Bank of	:	
Kuwait, et al.,	:	
	:	
Defendants.	:	
-----X	:	

**NOTICE OF JOINDER IN (1) MOTIONS FOR LEAVE TO APPEAL;
(2) NOTICES OF APPEAL; AND (3) MOTION FOR A STAY**

We hereby provide notice that the parties listed in Exhibit A¹ hereto, all of which are defendants in one or more of the above-captioned adversary proceedings, join (1) the motions for leave to appeal from the May 23, 2011 decision of the United States Bankruptcy Court for the Southern District of New York denying the moving defendants' motions for orders remanding the above-captioned actions to the Supreme Court of the State of New York, New York County, and/or for abstention; and (2) the notices of appeal, all of which were filed on or about June 6, 2011, by Cleary Gottlieb Steen & Hamilton LLP ("Cleary") and Sullivan & Cromwell on behalf of their respective clients in one or more of the cases administratively consolidated under Adv. Pro. No. 10-03496. The parties listed in Exhibit A also join the motion that was filed by Cleary on or about June 6, 2011 for a stay pending the consideration of the motions for leave to appeal

¹ By filing this joinder, the parties listed in Exhibit A hereto do not waive, and expressly reserve, all rights, remedies and defenses, including, without limitation, all defenses based on lack of personal jurisdiction and defective service of process.

and, if leave is granted, pending the disposition of the appeal.

Dated: New York, New York
June 6, 2011

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(10-ap-3635, 10-ap-3636), Banque Privée Edmond
de Rothschild S.A. (10-ap-3635, 10-ap-3636),
Banca Privata Edmond de Rothschild Lugano S.A.
(10-ap-3635, 10-ap-3636), Société Générale Bank
& Trust S.A. (10-ap-3635, 10-ap-3636), Banque
Cantonale Vaudoise (10-ap-3635, 10-ap-3636),
Banque Privée Espírito Santo S.A. (10-ap-3634, 10-
ap-3756), Banque de Commerce et de Placements
(10-ap-3748), Société Générale Private Banking
(Suisse) S.A. (10-ap-3786), Hambros (Guernsey
Nominees) Limited (10-ap-3799), SG Hambros
Nominees (Jersey) Limited (10-ap-3799), SG
Hambros Bank (Channel Islands) Limited (10-ap-
3799)*

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and BBH LUX Ref Fairfield GRN (10-ap-3635, 10-
ap-3636), Defendant Endurance Absolute Ltd.
Master (10-ap-3635, 10-ap-3636), Defendant
Harmony Capital Fund Ltd. (10-ap-3635, 10-ap-
3636), Defendant Lloyds TSB Bank Geneva (10-ap-
3635, 10-ap-3636), Defendant RBS Coutts Bank
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Lemania SICAV-SIF (10-ap-3627)*

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(10-ap-3747), Deutsche Bank (Cayman) (10-ap-
3746), Deutsche Bank Trust Company Americas (10-
ap-3744)*

DLA PIPER LLP (US)

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3635 and 10-ap-3636)*

EXHIBIT A

Lombard Odier Darier Hentsch & Cie (10-ap-3635, 10-ap-3636, 10-ap-3795)
CBH Compagnie Bancaire Helvetique S.A. (10-ap-3635, 10-ap-3636)
Rothschild Bank AG (10-ap-3635, 10-ap-3636)
Banque Privée Edmond de Rothschild S.A. (10-ap-3635, 10-ap-3636)
Banca Privata Edmond de Rothschild Lugano S.A. (10-ap-3635, 10-ap-3636)
Société Générale Bank & Trust S.A. (10-ap-3635, 10-ap-3636)
Banque Cantonale Vaudoise (10-ap-3635, 10-ap-3636)
Banque Privée Espírito Santo S.A. (10-ap-3634, 10-ap-3756)
Banque de Commerce et de Placements (10-ap-3748)
Société Générale Private Banking (Suisse) S.A. (10-ap-3786)
Hambros (Guernsey Nominees) Limited (10-ap-3799)
SG Hambros Nominees (Jersey) Limited (10-ap-3799)
SG Hambros Bank (Channel Islands) Limited (10-ap-3799)
Banco Itaú Europa Luxembourg SA (10-ap-3755, 10-ap-3634)
BBVA (Suisse) SA (10-ap-3635, 10-ap-3636)
Brown Brothers Harriman & Co. (10-ap-3752)
Brown Brothers Harriman (Luxembourg) S.C.A. (sued as BBH LUX Guardian II) (10-ap-3635, 10-ap-3636)
BBH LUX Ref Fairfield GRN (10-ap-3635, 10-ap-3636)
Endurance Absolute Ltd. Master (10-ap-3635, 10-ap-3636)
Harmony Capital Fund Ltd. (10-ap-3635, 10-ap-3636)
Lloyds TSB Bank Geneva (10-ap-3635, 10-ap-3636)
RBS Coutts Bank Ltd. (10-ap-3635, 10-ap-3636)
Merrill Lynch Bank (Suisse) SA (10-ap-3634, 10-ap-3788)
National Bank of Kuwait S.A.K. (10-ap-3635, 10-ap-3636, 11-ap-1260)
NBK Banque Privée (Suisse) S.A. (10-ap-3635, 10-ap-3636)
Lemania SICAV-SIF (10-ap-3627)
Verwaltungs- und Privat-Bank AG Aktiengesellschaft (10-ap-3635, 10-ap-3636)
Bank Julius Baer & Co. Ltd., as successor to ING Bank (Suisse) (10-ap-03801)
Bank Julius Baer & Co. Ltd. (10-ap-03635, 10-03636)
Northern Navigation America Inc. (10-ap-3781)
Bank Morgan Stanley AG (also known as Banque Morgan Stanley S.A., incorrectly styled Bank Morgan Stanley SA in plaintiff's caption) (10-ap-3634)
Morgan Stanley & Co. International plc (10-ap-3634)
Vorarlberger Landes- und Hypothekenbank AG (10-ap-3635)(10-ap-3636)
Quasar Fund SPC Class A and Class B CGCNV (sued as Quasarfunds SPC) (10-ap-3635, 10-ap-3636)
Andorra Banc Agricol Reig, S.A. (10-ap-3632)
Deutsche Bank (Suisse) SA Geneve (10-ap-3745)
Deutsche Bank AG Singapore (10-ap-3747)
Deutsche Bank (Cayman) (10-ap-3746)
Deutsche Bank Trust Company Americas (10-ap-3744)
Banca Arner, S.A. (10-ap-3635 and 10-ap-3636)